IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELATE CIVIL JURISDICTION

WRIT PETITION NO.10107 OF 2004

Kalpana Shivaji Shinde ..Petitioner

Vs.

The State of Maharashtra & 2 Ors. ..Respondents

Mr.P.M. Navnur Advocate for Petitioner

Mr.R.M.Patne, A.G.P. for Respondents

CORAM: F.I. REBELLO &
S.P. KUKDAY, JJ.
DATE: 11TH MARCH, 2005.

P.C.

. Petitioner seems to have purchased land from Respondent no.3. Lands were acquired for the canal and part of those lands are not being used for the public purpose. Letter dated 31st December, 1998 indicate that the lands are still in the ownership and possession of the Respondent State. Once that is the case it will not be possible for this Court to grant any relief. Even otherwise on behalf of government learned Counsel has pointed to us the notification dated 26th July, 2002 of which para 3 provides the manner of disposal of lands acquired and which could not be used.

. Considering that no interference is called for. It will be open to the Petitioner to take such remedies against Respondent No.3 and others before

the competent Court, if they are so advised. Petition stands disposed off.

(F.I.REBELLO,J.)

(S.P. KUKDAY,J.)